



**[4910-13]**

**DEPARTMENT OF TRANSPORTATION**

**Federal Aviation Administration**

**14 CFR Part 71**

**[Docket No. FAA-2019-0637; Airspace Docket No. 19-ANM-4]**

**RIN 2120-AA66**

**Amendment of Class D and Class E Airspace; Eagle County, CO**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final Rule.

**SUMMARY:** This action amends Class D at the Eagle County Regional Airport in Eagle, CO. It also amends the Class E airspace area designated as a surface area. Additionally, it amends Class E airspace by adding an area designated as an extension to the Class D and Class E2 surface areas. Further, it amends the Class E airspace extending from 700 feet above the surface of the earth. Lastly, it updates the geographic coordinates of the airport to match the FAA's database

**DATES:** Effective 0901 UTC, March 26, 2020. The Director of the Federal Register approves this incorporation by reference action under Title 1 Code of Federal Regulations part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

**ADDRESSES:** FAA Order 7400.11D, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at

[https://www.faa.gov//air\\_traffic/publications/](https://www.faa.gov//air_traffic/publications/). For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267-8783. The Order is also available for

inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11D at NARA, email [fedreg.legal@nara.gov](mailto:fedreg.legal@nara.gov) or go to <https://www.archives.gov/federal-register/cfr/ibr-locations.html>.

**FOR FURTHER INFORMATION CONTACT:** Matthew Van Der Wal, Federal Aviation Administration, Western Service Center, Operations Support Group, 2200 S. 216<sup>th</sup> Street, Des Moines, WA 98198; telephone (206) 231-3695.

**SUPPLEMENTARY INFORMATION:**

**Authority for this Rulemaking**

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it would amend Class D and Class E airspace at Eagle County Regional Airport, CO, to ensure the safety and management of Instrument Flight Rules (IFR) operations at the airport.

**History**

The FAA published a notice of proposed rulemaking in the Federal Register (84 FR 54053; October 9, 2019) for Docket No. FAA-2019-0637 to amend Class D and Class E airspace at Eagle County Regional Airport, Eagle County, CO. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. One comment was received in support of the airspace action.

Class D, Class E2, Class E4, and Class E5 airspace designations are published in paragraphs 5000, 6002, 6004 and 6005, respectively, of FAA Order 7400.11D, dated August 8, 2018, and effective September 15, 2019, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designation listed in this document will be published subsequently in the Order.

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

### **Availability and Summary of Documents for Incorporation by Reference**

This document amends FAA Order 7400.11D, Airspace Designations and Reporting Points, dated August 8, 2019, and effective September 15, 2019. FAA Order 7400.11D is publicly available as listed in the ADDRESSES section of this document. FAA Order 7400.11D lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

### **The Rule**

This amendment to Title 14 Code of Federal Regulations (14 CFR) part 71 modifies Class D airspace at Eagle County Regional Airport, as follows: That airspace extending upward from the surface to and including 9,100 feet MSL within a 4.4-mile radius and extending from the 4.4-mile radius to a 6.5-mile radius along a 199° bearing clockwise to a 277° bearing and extending from the 4.4-mile radius to a 6.5-mile radius along a 45° bearing clockwise to a 103° bearing from the Eagle County Regional Airport. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

It also modifies the Class E airspace area designated as a surface area as follows: That airspace extending upward from the surface within a 4.4-mile radius and extending from the 4.4-mile radius to a 6.5-mile radius along a 199° bearing clockwise to a 277° bearing and extending from the 4.4-mile radius to a 6.5-mile radius along a 45° bearing clockwise to a 103° bearing from the airport. This Class E airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

Additionally, it modifies Class E airspace by adding an areas designated as an extension to a Class D or Class E surface area as follows: That airspace extending upward from the surface within 1.0 mile each side of the 079° bearing extending from the 6.5-mile radius to the 8.7-mile radius east of the Eagle County Regional Airport.

Further, it modifies the Class E airspace extending upward from 700 feet above the surface as the airports as follows: That airspace extending upward from 700 feet above the surface within an 8.7-mile radius of the airport, and within 1.3 miles each side of a 079° bearing, extending from the 8.7-mile radius to 11.6 miles east of the Eagle County Regional Airport.

Lastly, this amendment updates the airport's geographic coordinates to match the FAA's aeronautical database.

### **Regulatory Notices and Analyses**

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current, is non-controversial and unlikely to result in adverse or negative comments. It, therefore: (1) is not a "significant regulatory action" under Executive Order 12866; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR

11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, would not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

### **Environmental Review**

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, “Environmental Impacts: Policies and Procedures,” paragraph 5-6.5a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

### **List of Subjects in 14 CFR Part 71**

Airspace, Incorporation by reference, Navigation (air).

### **Adoption of the Amendment**

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

### **PART 71 - DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS**

1. The authority citation for 14 CFR part 71 continues to read as follows:

**Authority:** 49 U.S.C. 106(f), 106(g), 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959-1963 Comp., p. 389.

### **§ 71.1 [Amended]**

2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.11D, Airspace Designations and Reporting Points, dated August 8, 2019, and effective September 15, 2019, is amended as follows:

Paragraph 5000. Class D Airspace

\* \* \* \* \*

**ANM CO D Eagle, CO**

Eagle County Regional Airport, CO

(lat. 39°38'34"N., long. 106°54'57"W.)

That airspace extending upward from the surface to and including 9,100 feet MSL within a 4.4-mile radius, and extending from the 4.4-mile radius to a 6.5-mile radius along the 199° bearing, thence clockwise to the 277° bearing, and extending from the 4.4-mile radius to a 6.5-mile radius along the 45° bearing, thence clockwise to the 103° bearing from the Eagle County Regional Airport. This Class D airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

Paragraph 6002. Class E Airspace Areas Designated as a Surface Area

\* \* \* \* \*

**ANM CO E2 Eagle, CO**

Eagle County Regional Airport, CO

(lat. 39°38'34"N., long. 106°54'57"W.)

That airspace extending upward from the surface within a 4.4-mile radius, and extending from the 4.4-mile radius to a 6.5-mile radius along the 199° bearing, thence clockwise to the 277° bearing, and extending from the 4.4-mile radius to a 6.5-mile radius along the 45° bearing, thence clockwise to the 103° bearing from the Eagle County Regional Airport. This Class E airspace area is effective during the specific dates and times established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

Paragraph 6004. Class E Airspace Areas Designated as an Extension to a Class D or Class E

\* \* \* \* \*

**ANM CO E4 Eagle, CO**

Eagle County Regional Airport, CO

(lat. 39°38'34"N., long. 106°54'57"W.)

That airspace extending upward from the surface within 1.0 mile each side of the 079° bearing, extending from the 6.5-mile radius to the 8.7-mile radius east of the Eagle County Regional Airport.

Paragraph 6005. Class E Airspace Areas Extending Upward from 700 feet or more above the Surface of the Earth.

\* \* \* \* \*

**ANM CO E5 Eagle, CO**

Eagle County Regional Airport, CO

(lat. 39°38'34"N., long. 106°54'57"W.)

That airspace extending upward from 700 feet above the surface within an 8.7-mile radius of the airport, and within 1.3 miles each side of a 079° bearing, extending from the 8.7-mile radius to 11.6 miles east of the Eagle County Regional Airport.

Issued in Seattle, Washington, on January 8, 2020.

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